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COURT OF CHANCERY, IRELAND.

A COPY OF THE CERTIFICATE

FILED by The Right honourable the LORD CHANCELLOR of Ireland, in the Office of the Auditor General in Ireland, in the matter of the Petition and claim of *John Brennan, Esq.*, one of the Six Clerks of the Court of Chancery in Ireland, for Compensation, for one year ended the 2d November 1829;— together with a Copy of the Lord Lieutenant's Warrant thereon.

IN pursuance of the Act of the fourth of His present Majesty King George the Fourth, c. 61, s. 62, and of an Act of the sixth of His present Majesty King George the Fourth, c. 30, s. 9, to amend said Act of the fourth George the Fourth; by which last-mentioned Act it is enacted, that within twelve calendar months next after the passing of said Act, on the petition of any of the present officers or deputies of the Court of Chancery, who should by petition desire the same, I should ascertain, in the manner in said first-mentioned Act prescribed, the gross and net income of the office of such officer as theretofore certified, as by said first-mentioned Act is required; then that I should inquire and ascertain, in like manner, whether such deficiency, or any and what part thereof, arose from said first-mentioned Act, or from any of the provisions contained therein, or in any general orders in said Act mentioned; and that in case it should appear that such deficiency, or any part thereof, did so arise, then that I should certify the amount of such deficiency so arising from said Act, or any of the provisions thereof, or the said orders; and so after the end of every succeeding year, beginning on the first day of Michaelmas Term, to inquire and certify in like manner, so long as any of the said officers or deputies should live and retain their said offices respectively; and that every such certificate should be filed, in the manner required by the said Act, in the Auditor General's office in Dublin Castle, there to remain and be conclusive as to said matter, and to the purposes of said Act.

Now I, the Right honourable Sir *Anthony Hart*, Lord High Chancellor of Ireland, have accordingly, on the petition of *John Brennan, Esquire*, one of the Six Clerks of the Court of Chancery of Ireland, caused an inquiry into the gross and net income of the said John Brennan in his said Office, for one year commencing the 3d day of November 1828 and ending the 2d day of November 1829, and whether the gross income arising from said office in said year has been less than the average gross income of said office heretofore certified by me in pursuance of said Act of the fourth of George the Fourth, c. 61; and if so, whether said deficiency, or any part thereof, arose from said Act, or from any of the provisions therein, or of the said orders. And I do certify, that the gross income of the said office of the said John Brennan, for the period of one year, commencing the 3d day of November 1828 and ending the 2d day of November 1829, amounts to the sum of 1,853*l.* 12*s.* 4*d.*; and that the net income of said office for said year amounts to the sum of 1,098*l.* 15*s.* 2*d.*; and that the said gross income of said office for said year is less than the sum of 2,968*l.* 7*s.* 2*d.*, the average gross income of said office as heretofore certified, and now of record in the Auditor General's office in Dublin Castle, by the sum of 1,114*l.* 14*s.* 10½*d.*, as appears

by the first Schedule hereunto annexed, and which makes part of this my certificate.

And I do further certify, that such deficiency arose in consequence of the provisions of said Act of the fourth of George the Fourth, c. 61, and a general order of the Court of Chancery of Ireland of the 29th day of January 1824, in pursuance of said Act, and amounts in the whole to the sum of 1,036 *l.* 14*s.* 4*d.*, as appears by the second and third Schedules hereunto annexed, and which make part of this my certificate; but inasmuch as the said sum of 1,036 *l.* 14*s.* 4*d.* is less than the sum of 1,114 *l.* 14*s.* 10½*d.*, the deficiency between the average gross Income of said office for said year, commencing the 3d day of November 1828 and ending the 2d day of November 1829, the said John Brennan is only entitled to receive compensation for said loss of 1,114 *l.* 14*s.* 10½*d.* to the extent of 1,036 *l.* 14*s.* 4*d.* late currency, as appears by the Report of Masters Henn, Connor and Townsend, to whom I referred the inquiry, and which Report bears date the 19th day of March 1830.

Given under my hand and seal, at Dublin, this 27th day of March 1830.

ANT. HART, C. (seal.)

(Received 29th March 1830.)

(signed) *Edw^d Mitchell*, 1st Senior Clerk,
Vice-Treasurer's Office.

THE FIRST SCHEDULE to which the foregoing Certificate refers, containing an Average Amount of the Gross Income of the Office of said John Brennan, as Six Clerk in the Court of Chancery, for seven years previous to the 1st day of January 1823; and also one year's Gross and Net Income of said Office, on the Fees as reduced by the Act of the 4th of Geo. the 4th, c. 61, commencing the 3d day of November 1828 and ending the 2d day of November 1829.

Amount of gross income of the office of John Brennan, as Six Clerk of the Court of Chancery, on the legal fees of his office, conformable to the Act of the 4th Geo. the 4th, c. 61, on the average of seven years prior to the 1st of January 1823, as appears by an attested copy of the certificate on his petition in the Auditor General's office in Dublin Castle - - -	£. s. d.	£. s. d.
	- - -	2,968 7 2½
Amount of fees which the said John Brennan was, under the terms of the said Act, entitled to charge in causes and matters in which business had been done by him in his office for the sittings of the Court of Chancery, in the year commencing 3d November 1828 and ending 2d November 1829 - -	1,853 12 4	
Gross income of office for one year, commencing 3d November 1828 and ending 2d November 1829 - - -	1,853 12 4	
Amount of clerks salaries and office expenses, &c. - - -	754 17 9	
Net income for one year - - - -	1,098 15 2	
Gross income for one year, as above - - - -	- - -	1,853 12 4
Deficiency - - - - -	- - -	1,114 14 10½

Ant. Hart, C.

THE SECOND SCHEDULE to which the foregoing Certificate refers, containing a List of the Legal Fees of the office of John Bremer, Esq. one of the Six Clerks of the Court of Chancery in Ireland, which were taken away or reduced in their value by the operation of the Act of the 4th of Geo. the 4th, c. 61, and a General Order of the Court of Chancery, of the 25th January 1824, in pursuance thereof.

No.		£	s.	d.	
1.	Appearance for a defendant on subpoena to appear and answer, and paying time to answer, or a <i>dedimus</i> .	-	6	8	- - This charge is composed of two fees, 3s. 4d. for the appearance, and 3s. 4d. for the prayer for time to answer, or a <i>dedimus</i> . By No. 1 of said schedule to the Act of 4th Geo. the 4th, c. 61, this fee on the prayer is taken away.
3.	For all other appearances during the prosecution of a cause for each defendant.	-	3	4	- - By No. 1. of said schedule, the following appearances not being named, are not chargeable by the Six Clerks, viz. appearances to rejoin for each defendant in the register, 3s. 4d.; appearance to bear judgment for each defendant, 3s. 4d.
13.	Petition motions listed and called, and not disposed of.	-	6	8	- - This fee taken away by No. 14 of said schedule.
16.	Motions without petition listed and called, and not disposed of.	-	3	4	- - This fee taken away by No. 14 of said schedule.
21.	Attending court when cause in day list and not called on.	-	6	8	- - This fee taken away by No. 16 of said schedule.
23.	Attending reference before a master by the solicitor in a cause or matter.	-	6	8	- - This fee taken away by No. 20 of said schedule.
24.	If reference continues by such solicitor more than one hour, then for each hour	-	6	8	- - This fee taken away by No. 20 of said schedule.
31.	Attending the register on passing a decree.	-	6	8	- - This fee taken away by No. 21 of said schedule.
46.	If more than one defendant in an attachment, for what of appearance or answer, then a further fee for each of	-	10	-	- - This fee taken away by No. 36 of said schedule.
30.	Appearance pursuant to the statute	-	2	9	- - This fee reduced by No. 1 of said schedule to 3s. 4d.
253.	If more than one defendant in an appearance, for each additional defendant, a fee of	-	3	4	- - This fee reduced by Nos. 2 and 3 of said schedule, and a scale of three defendants thereby made.
5.	Term fee for each defendant - -	-	3	4	- - This fee reduced by Nos. 6 and 7 of said schedule, and a scale of three defendants thereby made.
8.	For signing charge and duplicate -	-	10	-	- - This fee reduced by No. 9 of said schedule to 3s. 4d.
19.	Fee on general rule for publication	-	6	8	- - This fee reduced by No. 13 of said schedule to 3s. 4d.
35.	Attending at the stamp-office with an answer engrossed in England or foreign parts, to have same stamped, for each hour	-	6	8	- - This fee reduced to 6s. 8d. for the whole attendance, by No. 24 of said schedule.
19.	Petitions moved by counsel - -	-	6	8	- - This fee reduced to 3s. 4d. by No. 13 of said schedule.
12.	Oppositions to petitions moved by counsel.	-	6	8	- - Like reduction.
37.	For drawing a docket, to be signed by the Lord Chancellor, of a decree where no exception sealed.	-	-	8	- - This fee is reduced; the schedules to reports and dates being now written in figures, and not in words, as directed by the 17th section of said Act.
38.	For enrolling same, per sheet, exclusive of parchment.	-	-	8	- - This fee is reduced in like manner by said section.

(continued)

No.		£. s. d.	
39.	For exemplifying a decree per skin of 500 words, exclusive of parchment and stamp.	1 6 8	- - By a general order of the Lord Chancellor and Master of the Rolls, of the 29th January 1824, founded on said Act, the exemplification is confined to the curia part of the final decree, and also the 17th section of said Act has greatly reduced the fees on such.
40.	For docketing and enrolling a decree when exemplified, at per skin of exemplification.	- 13 4	- - This fee is reduced by said general order, and also by the 17th section of the Act.
41.	Attachments for not appearing or answering.	1 - 5	- - This fee reduced by No. 36 of said schedule to 7 s. 10 d., even if containing four defendants.
43.	Proclamation of rebellion - -	- 12 10	- - This fee reduced to 5 s. 6 d. by 37 of said schedule.
44.	Commission of rebellion, exclusive of purse bearer's fees of 7 s. 6 d.	- 12 -	- - This fee reduced to 5 s. 6 d. by No. 38 of said schedule.
	Attachment by order - - -	1 5 6	- - This fee reduced to 7 s. 10 d. by No. 36 of said schedule.

Ant. Hart, C.

(A true copy.)

Vice-Treasurer's Office,
Dublin Castle, 29th March 1830.]

Geo. Hall, D. V. T.

THE THIRD SCHEDULE to which the foregoing Certificate refers, containing an Account of the loss sustained by John Brennan, in the year commencing on the 3d day of November 1828 and ending the 2d day of November 1829, on each Fee that had been abolished or reduced in value by the operation of the Act of the 5th of Geo. the 4th, c. 61, and the general order of the Court of Chancery of the 29th January 1824, in pursuance thereof, distinguishing each Fee separately.

Loss on Fees Abolished:		£. s. d.
On paying time to answer, or a summons on appearing on subpoena to appear and answer for a defendant - - - - -		37 - -
On appearances on subpoenas to rejoin - - - - -		24 - -
On appearances on subpoenas to hear judgment for defendants - - - - -		19 6 8
Attending court when cause in Lord Chancellor's day list of 12 causes and not called on - - - - -		165 6 8
On constructive attendances in causes and matters before a Master - - - - -		37 10 -
On attending registrar on passing and signing a decree - - - - -		9 13 4
If more than one defendant in an attachment, a further fee for each of 10 s. - - - - -		31 - -
On general and peremptory rules for publication received - - - - -		19 10 -
Loss on Fees Reduced:		
If more than one defendant in an appearance - - - - -		55 - -
On parliamentary appearances - - - - -		6 5 11
On term fee for each defendant - - - - -		72 10 -
On general rules for publication given - - - - -		5 3 4
On drawing docket of decrees, including report, in figures and not in words - - - - -		- - -
On enrolling decrees, including reports, in figures and not in words - - - - -		- - -
On exemplifications of decrees as authorised by a general order of the court, of the 29th January 1824 - - - - -		124 6 8
On docketing and enrolling decrees which were exemplified - - - - -		3 5 7
On attachments for want of appearances or answers - - - - -		41 4 4
On proclamations of rebellion - - - - -		7 3 4
On commissions of rebellion - - - - -		7 10 6
On attachment by order - - - - -		33 11 4
On petitions moved by counsel - - - - -		34 3 4
On opposition to motions by petition - - - - -		23 3 4
Late currency - - - - -	£.	1,096 14 4

Ant. Hart, C.

By the Lord Lieutenant General and General Governor of Ireland.

NORTHUMBERLAND.

WHEREAS in pursuance of the Act of the fourth of His present Majesty King George the Fourth, c. 61, s. 62, and of an Act of the sixth of His present Majesty King George the Fourth, c. 30, s. 9, to amend said Act of the fourth of George the Fourth; by which last-mentioned Act it is enacted, that within twelve calendar months next after the passing of said Act, on the petition of any of the present officers or deputies of the Court of Chancery, who should by petition desire the same, the Lord High Chancellor of Ireland should ascertain, in the manner in said first-mentioned Act prescribed, the gross and net income of the office of such officer as theretofore certified, as by said first-mentioned Act is required; then that the said Lord Chancellor should inquire and ascertain, in like manner, whether such deficiency, or any and what part thereof, arose from said first-mentioned Act, or from any of the provisions contained therein, or in any general orders in said Act mentioned; and that in case it should appear that such deficiency, or any part thereof, did so arise, then that the said Lord Chancellor should certify the amount of such deficiency so arising from said Act, or any of the provisions thereof, or the said orders; and so after the end of every succeeding year, beginning on the first day of Michaelmas Term, to inquire and certify in like manner, so long as any of the said officers or deputies should live, and retain their said offices respectively; and that every such certificate should be filed in the manner required by the said Act, in the Auditor General's Office in Dublin Castle, there to remain and be conclusive as to said matter, and to the purposes of said Act:

And whereas *John Brennan, Esquire*, one of the Six Clerks of the Court of Chancery of Ireland, having petitioned the Right honourable *Sir Anthony Hart*, Lord High Chancellor of Ireland, and the said Lord Chancellor having accordingly, on the petition of the said *John Brennan*, caused an inquiry into the gross and net income of the said *John Brennan* in his said office for one year, commencing the 3d day of November 1828 and ending the 2d day of November 1829, and whether the gross income arising from said office in said year has been less than the average gross income of said office heretofore certified by the said Lord Chancellor, in pursuance of said Act of the fourth George the Fourth, c. 61; and if so, whether said deficiency, or any part thereof, arose from said Act, or from any of the provisions therein, or of the said orders:

That the gross income of the said office of the said *John Brennan*, for the period of one year, commencing the 3d day of November 1828 and ending the 2d day of November 1829, amounts to the sum of 1,853 *l.* 12 *s.* 4 *d.*; and that the net income of said office for said year amounts to the sum of 1,098 *l.* 15 *s.* 2 *d.*; and that the said gross income of said office for said year is less than the sum of 2,068 *l.* 7 *s.* 2 *d.*, the average gross income of said office as heretofore certified, and now of record in the Auditor General's Office in Dublin Castle, by the sum of 1,114 *l.* 14 *s.* 10 *d.*

And doth further certify, that such deficiency arose in consequence of the provisions of said Act of the fourth of George the Fourth, c. 61, and a general order of the Court of Chancery of Ireland of the 29th day of January 1824, in pursuance of said Act, and amounts in the whole to the sum of 1,036 *l.* 14 *s.* 4 *d.*; but inasmuch as the said sum of 1,036 *l.* 14 *s.* 4 *d.* is less than the sum of 1,114 *l.* 14 *s.* 10 *d.*, the deficiency between the average gross income of said office for said year, commencing the 3d day of November 1828 and ending the 2d day of November 1829, the said *John Brennan* is only entitled to receive compensation for said loss of 1,114 *l.* 14 *s.* 10 *d.* to the extent of 1,036 *l.* 14 *s.* 4 *d.* late currency.

These are therefore to authorize and require you to cause to be issued out of the receipt of the Exchequer of Ireland, to *John Brennan, Esquire*, one of the Six Clerks of the High Court of Chancery in Ireland, the sum of 956 *l.* 19 *s.* 4 *d.*, (being a sum of 1,036 *l.* 14 *s.* 4 *d.* late currency,) in full compensation for such deficiency

£ 956. 19 s. 4 d.
Compensation to John
Brennan, Esq. Six Clerk,
Year to 2d November
1829.

for one year, commencing on the 3d day of November 1828 and ending the 2d day of November 1829, pursuant to the several directions and provisions of the said Act; which sum you are to charge to account of payments made in pursuance of said Act; and for so doing, this shall be your Warrant.

Given at His Majesty's Castle of Dublin, the 3d day of April 1830.

By His Grace's command,

(signed) *W. Gregory.*

To the Vice-Treasurer of Ireland,
or his Deputy.

(Received 5th April 1830.)

(signed) *Edw^d Mitchell*, 1st Sec^y Clerk,
Vice-Treasurer's Office.

(A true Copy.)

Vice-Treasurer's Office, }
Dublin Castle, }
April 1830. }

Geo. Hill,
D. V. Treasurer.

COURT OF CHANCERY,
IRELAND.

COPY of the Certificate in the Matter of the
Claim of John Bressan, Esq., one of the Six
Clerks of the Court of Chancery in Ireland,
for Compensation;—together with the Copy of
the Lord Lieutenant's Warrant thereon.

Ordered, by The House of Commons, to be Printed,
17 May 1890.
